

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D.C.

ORDER NO. 2646

IN THE MATTER OF:

Served January 9, 1985

Application of DIRECT SERVICES, )  
INC., for Temporary Authority, FHWA )  
Charter Operations, January 14-17, )  
1985 )

Case No. AP-85-03

By application filed January 4, 1985, Direct Services, Inc., seeks temporary authority to provide charter service pursuant to contract with the U.S. Department of Transportation, Federal Highway Administration ("FHWA") for the period January 14-17, 1985.

Direct Services, a WMATC certificated carrier, currently conducts the following operations pursuant to Special Certificate of Public Convenience and Necessity No. 1, Authorization No. SP-96-01:

CHARTER OPERATIONS PURSUANT TO CONTRACT with the Federal Highway Administration to transport employees between Federal Highway Administration facilities at 400 - 7th Street, S.W., Washington, D.C., and McLean, Va.

FHWA has requested applicant to substitute a stop at the Sheraton Washington Hotel for the stop at 400 - 7th Street, S.W., only for the period January 14-17, 1985, in order that passengers from the FHWA's Turner-Fairbanks Highway Research Center in McLean may attend a convention at the hotel. FHWA has provided Direct Services with a contract amendment authorizing the proposed service, and Direct Services here seeks temporary operating authority from the Commission.

The Compact, Title II, Article XII, Section 4(d)(3) provides in pertinent part:

To enable the provision of service for which there is an immediate and urgent need to a point or points or within a territory having no carrier service capable of meeting such need, the Commission may, in its discretion and without hearings or other proceedings, grant temporary authority for such service.

The Chief of FHWA's office of Contracts and Procurement, by letter dated January 4, 1985, advises the Commission that FHWA "has an immediate and urgent need" for the proposed shuttle service during the

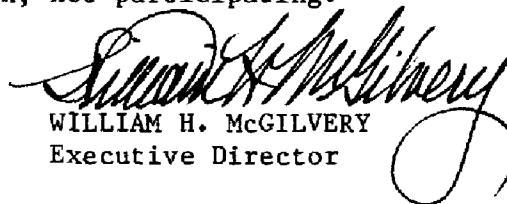
period January 14-17. The Commission staff has contacted certificated carriers holding appropriate authority and equipment, and has been advised that no such carrier protests the proposed operation. Applicant states that it "is aware of the FHWA's special needs and will be able to service the agency in an effective and efficient manner. The company will not require any additional equipment or special training to perform this contract amendment, since the special run is in lieu of the regular route." Further, applicant states that the service will be operated by an experienced driver who has been employed by Direct Services for about four years, and that the company will provide a back-up vehicle to be dispatched in the event of breakdown.

Applicant has provided a copy of its contract amendment, the schedule for the proposed service, a statement of revenues and expenses attributable to the proposed operation, and financial statements prepared by its accountants for the years ended March 31, 1984 and 1983.

We find that applicant has met its burden of proof for temporary authority. We further find that applicant is financially and operationally fit to provide the proposed service and that it will abide by the applicable regulatory requirements. An appropriate certificate of insurance is already on file with the Commission.

THEREFORE, IT IS ORDERED that Direct Services, Inc., is hereby granted temporary authority for the period January 14, 1985, through January 17, 1985, to conduct charter operations pursuant to contract with the U.S. Department of Transportation, Federal Highway Administration, transporting passengers between the Turner-Fairbanks Highway Research Center in McLean, Va., and Sheraton Washington Hotel in Washington, D.C.

BY DIRECTION OF THE COMMISSION, COMMISSIONERS WORTHY, SCHIFTER AND SHANNON. Schifter, Vice Chairman, not participating.

  
WILLIAM H. MCGILVERY  
Executive Director